

MISE 05-112 ML  
CA05-325T

**UNITED STATES OF AMERICA  
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**CHAIRMAN:**  
Judge Wm. Terrell Hodges  
United States District Court  
Middle District of Florida

**MEMBERS:**  
Judge John F. Keenan  
United States District Court  
Southern District of New York

Judge D. Lowell Jensen  
United States District Court  
Northern District of California

Judge J. Frederick Motz  
United States District Court  
District of Maryland

Judge Robert L. Miller, Jr.  
United States District Court  
Northern District of Indiana

Judge Kathryn H. Vratil  
United States District Court  
District of Kansas

Judge David R. Hansen  
United States Court of Appeals  
Eighth Circuit

**DIRECT REPLY TO:**

Michael J. Beck  
Clerk of the Panel  
One Columbus Circle, NE  
Thurgood Marshall Federal  
Judiciary Building  
Room G-255, North Lobby  
Washington, D.C. 20002

Telephone: [202] 502-2800  
Fax: [202] 502-2888

<http://www.jpml.uscourts.gov>

September 9, 2005

Loretta G. Whyte, Clerk  
C-151 U.S. Courthouse  
500 Poydras Street  
New Orleans, LA 70130-3367

Re: MDL-1657 -- In re Vioxx Products Liability Litigation

(See Attached Schedule CTO-22)

Dear Ms. Whyte:

I am enclosing a certified copy and one additional copy of a conditional transfer order filed by the Panel in the above-captioned matter on August 24, 2005. As stipulated in Rule 7.4(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), transmittal of the order has been stayed 15 days to give any party an opportunity to oppose the transfer. The 15-day period has now elapsed, no opposition was received, and the order is directed to you for filing.

The Panel's governing statute, 28 U.S.C. §1407, requires that the transferee clerk "...transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred."

**The Panel has ordered that its Rule 1.6(a), pertaining to transfer of files, be suspended for purposes of this litigation. Accordingly, the transferee district clerk shall request, and the transferor district clerk shall forward, only those files deemed necessary by the transferee district court.**

A list of involved counsel is attached.

Very truly,

Michael J. Beck  
Clerk of the Panel

By 

Deputy Clerk

**Attachments**

cc: Transferee Judge: Judge Eldon E. Fallon  
Transferor Judges: (See Attached List of Judges)  
Transferor Clerks: (See Attached List of Clerks)



AUG 24 2005

FILED  
CLERK'S OFFICE

**DOCKET NO. 1657**

***BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION***

***IN RE VIOXX PRODUCTS LIABILITY LITIGATION***

***(SEE ATTACHED SCHEDULE)***

***CONDITIONAL TRANSFER ORDER (CTO-22)***

On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 1,259 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, 360 F.Supp.2d 1352 (J.P.M.L. 2005), and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

*Michael J. Beck*

Michael J. Beck

Clerk of the Panel

Inasmuch as no objection is  
pending at this time, the  
stay is lifted.

SEP - 9 2005

CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION



**SCHEDULE CTO-22 - TAG-ALONG ACTIONS**  
**DOCKET NO. 1657**  
**IN RE VIOXX PRODUCTS LIABILITY LITIGATION**

DIST. DIV. C.A. #CASE CAPTION

## ALABAMA NORTHERN

ALN 2 05-1505

Bonnie Morrow v. Merck &amp; Co., Inc.

ALN 6 05-1512

Patricia Sutherland v. Merck &amp; Co., Inc., et al.

## ALABAMA SOUTHERN

~~ALS 2 05-425~~~~Marquerite Woods v. Merck & Co., Inc., et al. Opposed 9/9/05~~

## ARKANSAS WESTERN

ARW 6 05-6052

Betty Featherston, et al. v. Merck &amp; Co., Inc.

## CALIFORNIA NORTHERN

CAN 3 05-2881

Peggy Johnson v. Merck &amp; Co., Inc., et al.

CAN 3 05-2894

David McArthur v. Merck &amp; Co., Inc.

## FLORIDA MIDDLE

FLM 3 05-683

Carol Lee Watkins v. Merck &amp; Co., Inc.

FLM 3 05-684

Brenda Schneble v. Merck &amp; Co., Inc.

FLM 3 05-685

Jacqueline Silva, etc. v. Merck &amp; Co., Inc., et al.

FLM 3 05-686

Ann Danziger, et al. v. Merck &amp; Co., Inc., et al.

## FLORIDA SOUTHERN

FLS 9 05-80662

Alice Thomashefski v. Merck &amp; Co., Inc.

## ILLINOIS NORTHERN

~~ILN 1 05-4103~~~~Norbert Cipowski, etc. v. Merck & Co., Inc., et al. Opposed 9/8/05~~

## ILLINOIS SOUTHERN

ILS 3 05-508

Betty Herrick v. Merck &amp; Co., Inc.

## KENTUCKY WESTERN

KYW 1 05-100

Sharron Haynes v. Merck &amp; Co., Inc.

## LOUISIANA MIDDLE

LAM 3 05-965

Aujest Cheramie v. Merck &amp; Co., Inc.

## MAINE

ME 1 05-111

Carol Lally v. Merck &amp; Co., Inc.

## MINNESOTA

MN 0 05-1407

John Utke v. Merck &amp; Co., Inc.

MN 0 05-1466

Connie S. Bell v. Merck &amp; Co., Inc.

MN 0 05-1475

Elizabeth M. Skofich v. Merck &amp; Co., Inc.

MN 0 05-1534

Marjorie J. Savoie v. Merck &amp; Co., Inc.

## MISSOURI EASTERN

MOE 4 05-1129

Geraldine Moore, et al. v. Merck &amp; Co., Inc., et al.

MOE 4 05-1161

John Fischer v. Merck &amp; Co., Inc.

MOE 4 05-1164

Robert O'Conner v. Merck &amp; Co., Inc.

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
MISSISSIPPI NORTHERN MSN 1 05-176	Dora Prince v. Merck & Co., Inc.
MISSISSIPPI SOUTHERN MSS 3 05-435	Kathy DeKay, et al. v. Merck & Co., Inc.
MONTANA MT 2 05-47	Stanley Hanson, et al. v. Merck & Co., Inc.
NORTH CAROLINA EASTERN NCE 7 05-138	Daisy Stevens v. Merck & Co., Inc.
NEBRASKA NE 8 05-361	Terry Price v. Merck & Co., Inc.
NEW MEXICO NM 1 05-597	Kirk Bailey, etc. v. Merck & Co., Inc.
NEW YORK EASTERN NYE 1 05-3336 NYE 1 05-3337 NYE 1 05-3391	Teresa Binkowska v. Merck & Co., Inc. Anna Lambropoulos, et al v. Merck & Co., Inc. Mark Bergman v. Merck & Co., Inc., et al.
NEW YORK SOUTHERN NYS 1 05-6630	Gene Stein v. Merck & Co., Inc.
OHIO NORTHERN OHN 4 05-1512	Frank W. Bodak, et al. v. Merck & Co., Inc.
OHIO SOUTHERN OHS 2 05-648 OHS 2 05-680 OHS 2 05-694	Glenna M. Moyer, et al. v. Merck & Co., Inc. Thomas Holowitz v. Merck & Co., Inc. Kathy Melvin-Knodel, etc. v. Merck & Co., Inc.
OREGON OR 3 05-1105	Robert Kanable v. Merck & Co., Inc.
PENNSYLVANIA EASTERN PAE 2 05-3560 PAE 2 05-3681 PAE 2 05-3684 PAE 2 05-3693 PAE 2 05-3696 PAE 2 05-3740 PAE 2 05-3773 PAE 2 05-3832	Louis LaPila, et al. v. Merck & Co., Inc., et al. Linda Gates, et al. v. Merck & Co., Inc. Richard M. Armour, et al. v. Merck & Co., Inc. Diana M. Trakimas v. Merck & Co., Inc. Karen S. Krout, et al. v. Merck & Co., Inc. Milo Magnan, et al. v. Merck & Co., Inc., et al. Sharon McClinton Jones, etc. v. Merck & Co., Inc., et al. Barbara Salyers v. Merck & Co., Inc., et al.
PENNSYLVANIA WESTERN PAW 3 05-306	Donald Graham, Sr., etc. v. Merck & Co., Inc.
RHODE ISLAND RI 1 05-325	Shirley Asan v. Merck & Co., Inc.

DIST. DIV. C.A. #CASE CAPTION

## TENNESSEE WESTERN

TNW 1 05-1168	John J. Stockton, et al. v. Merck & Co., Inc.
TNW 1 05-1209	LeRoyce Wallace, et al. v. Merck & Co., Inc., et al.
TNW 1 05-1210	Tilda N. Simmons v. Merck & Co., Inc., et al.
TNW 1 05-1211	James H. Oliver, et al. v. Merck & Co., Inc., et al.
TNW 2 05-2534	Edmund Raines v. Merck & Co., Inc., et al.

## TEXAS EASTERN

TXE 2 05-335	Larry G. Burdett, et al. v. Merck & Co., Inc., et al.
TXE 2 05-336	Charleen R. Hranicky, et al. v. Merck & Co., Inc., et al.

## TEXAS SOUTHERN

<del>TXS 1 05-210</del>	<del>Jackie Roberts, etc. v. Juan Marcos Garcia, M.D., et al. Opposed 9/8/05</del>
TXS 4 05-2556	John O'Neill, et al. v. Merck & Co., Inc.

## TEXAS WESTERN

TXW 1 05-531	Ronald D. Boyd, et al. v. Merck & Co., Inc.
TXW 1 05-540	Marilyn J. Walters v. Merck & Co., Inc.
TXW 3 05-270	Martin Galindez v. Merck & Co., Inc.

## WASHINGTON EASTERN

WAE 2 05-221	John Stephen Moore, et al. v. Merck & Co., Inc.
--------------	-------------------------------------------------





**INVOLVED JUDGES LIST (CTO-22)**  
**DOCKET NO. 1657**  
**IN RE VIOXX PRODUCTS LIABILITY LITIGATION**

Hon. Henry Lee Adams, Jr.  
 U.S. District Judge  
 United States District Court  
 11-200 U.S. Courthouse  
 300 N. Hogan Street  
 Jacksonville, FL 32202-4245

Hon. William H. Barbour, Jr.  
 U.S. District Judge  
 430 James O. Eastland U.S.  
 Courthouse  
 245 East Capitol Street  
 Jackson, MS 39201

Hon. James J. Brady  
 U.S. District Judge  
 369 Russell B. Long Federal Bldg.  
 777 Florida Street  
 Baton Rouge, LA 70801-1712

Hon. Frederick R. Buckles  
 U.S. Magistrate Judge  
 U.S. District Court  
 Thomas F. Eagleton U.S. Courthouse  
 111 South Tenth Street  
 St. Louis, MO 63102-9958

~~Hon. Elaine E. Buckle~~  
~~U.S. District Judge~~  
~~Everett McKinley Dirksen~~  
~~U.S. Courthouse~~  
~~219 South Dearborn Street~~  
~~Chicago, IL 60604~~

Hon. Maxine M. Chesney  
 U.S. District Judge  
 Phillip Burton U.S. Courthouse  
 Box 36060  
 450 Golden Gate Avenue  
 San Francisco, CA 94102-3489

Hon. Robert T. Dawson  
 U.S. District Judge  
 U.S. District Court  
 P.O. Box 1624  
 Fort Smith, AR 72902-1624

Hon. Peter C. Economus  
 U.S. District Judge  
 313 Federal Building & U.S.  
 Courthouse  
 125 Market Street, Room 313  
 Youngstown, OH 44503

Hon. Keith P. Ellison  
 U.S. District Judge  
 Bob Casey U.S. District Court  
 515 Rusk Street  
 Room 8631  
 Houston, TX 77002

Hon. Patricia C. Fawsett  
 Chief Judge, U.S. District Court  
 611 George C. Young U.S. Courthouse  
 80 North Hughey Avenue  
 Orlando, FL 32801

Hon. Louise Wood Flanagan  
 Chief Judge, U.S. District Court  
 U.S. District Court  
 413 Middle Street  
 New Bern, NC 28560

Hon. Donovan W. Frank  
 U.S. District Judge  
 738 Warren E. Burger Federal Bldg.  
 316 North Robert Street  
 St. Paul, MN 55101

Hon. Gregory L. Frost  
 U.S. District Judge  
 349 Joseph P. Kinneary U.S. Courthouse  
 85 Marconi Boulevard  
 Columbus, OH 43215

Hon. John P. Fullam  
 Senior U.S. District Judge  
 15614 James A. Byrne U.S. Courthouse  
 601 Market Street  
 Philadelphia, PA 19106-1780

Hon. Kim R. Gibson  
 U.S. District Judge  
 U.S. District Court  
 104 Penn Traffic Building  
 319 Washington Street  
 Johnstown, PA 15901

~~Hon. Callie V.S. Granade~~  
~~Chief Judge, U.S. District Court~~  
~~123 John A. Campbell U.S. Courthouse~~  
~~113 St. Joseph Street~~  
~~Mobile, AL 36602-3621~~

Hon. Clifford Scott Green  
 Senior U.S. District Judge  
 15613 James A. Byrne  
 U.S. Courthouse  
 601 Market Street  
 Philadelphia, PA 19106

Hon. Sam E. Haddon  
 U.S. District Judge  
 United States Post Office Bldg.  
 215 First Avenue, North  
 Great Falls, MT 59401

Hon. Ancer L. Haggerty  
 Chief Judge, U.S. District Court  
 1307 Mark O. Hatfield U.S. Courthouse  
 1000 SW Third Avenue  
 Portland, OR 97204-2902

Hon. David R. Herndon  
 U.S. District Judge  
 P.O. Box 259  
 E. St. Louis, IL 62202-0259

Hon. D. Brock Hornby  
 U.S. District Judge  
 Edward T. Gignoux Federal Courthouse  
 156 Federal Street  
 Portland, ME 04101

Hon. Inge P. Johnson  
 U.S. District Judge  
 361 Hugo L. Black U.S. Courthouse  
 1729 5th Avenue North  
 Birmingham, AL 35203

Hon. Sterling Johnson, Jr.  
 Senior U.S. District Judge  
 U.S. Courthouse  
 225 Cadman Plaza East  
 Brooklyn, NY 11201

Hon. Richard G. Kopf  
 U.S. District Judge  
 586 Robert V. Denney U.S. Courthouse  
 100 Centennial Mall North  
 Lincoln, NE 68508

Hon. Mary M. Lisi  
 U.S. District Judge  
 310 John O. Pastore Federal Bldg.  
 Two Exchange Terrace  
 Providence, RI 02903

Hon. Gerard E. Lynch  
U.S. District Judge  
910 Daniel Patrick Moynihan U.S.  
Courthouse  
500 Pearl Street  
New York, NY 10007

Hon. Jon P. McCalla  
U.S. District Judge  
907 Clifford Davis Federal Bldg.  
167 Federal Building  
Memphis, TN 38103

Hon. Michael P. Mills  
U.S. District Judge  
335 Federal Bldg. & U.S. Courthouse  
911 Jackson Avenue, West  
Oxford, MS 38655

Hon. Frank Montalvo  
U.S. District Judge  
U.S. Courthouse  
511 East San Antonio Avenue  
El Paso, TX 79901

Hon. John H. Moore, II  
Senior U.S. District Judge  
300 N. Hogan Street  
Suite 11-400  
Jacksonville, FL 32202

Hon. Clarence C. Newcomer  
Senior U.S. District Judge  
13614 James A. Byrne U.S.  
Courthouse  
601 Market Street  
Philadelphia, PA 19106-1778

Hon. David D. Noce  
U.S. Magistrate Judge  
Thomas F. Eagleton U.S. Courthouse  
111 South Tenth Street  
St. Louis, MO 63102-9958

Hon. Robert B. Propst  
Senior U.S. District Judge  
P.O. Box 820  
Anniston, AL 36202

Hon. Justin L. Quackenbush  
Senior U.S. District Judge  
P.O. Box 1432  
Spokane, WA 99210

Hon. Eduardo C. Robreno  
U.S. District Judge  
11614 James A. Byrne  
U.S. Courthouse  
601 Market Street  
Philadelphia, PA 19106-1745

Hon. James M. Rosenbaum  
Chief Judge, U.S. District Court  
15E U.S. Courthouse  
300 South Fourth Street  
Minneapolis, MN 55415

Hon. Thomas B. Russell  
U.S. District Judge  
307 Federal Building  
501 Broadway Street  
Paducah, KY 42001

Hon. Kenneth L. Ryskamp  
Senior U.S. District Judge  
416 Federal Building  
701 Clematis Street  
West Palm Beach, FL 33401

Hon. Edmund A. Sargus, Jr.  
U.S. District Judge  
302 Joseph P. Kinneary  
U.S. Courthouse  
85 Marconi Boulevard  
Columbus, OH 43215

Hon. Berle M. Schiller  
U.S. District Judge  
5918 James A. Byrne U.S. Courthouse  
601 Market Street  
Philadelphia, PA 19106-1797

Hon. W. Daniel Schneider  
U.S. Magistrate Judge  
720 U.S. States Courthouse  
333 Lomas Blvd., N.W.  
Albuquerque, NM 87102

Hon. Joseph C. Spero  
U.S. Magistrate Judge  
Philip Burton U.S. Courthouse  
Box 36060  
450 Golden Gate Avenue  
San Francisco, CA 94102-3489

~~Hon. Hilda G. Tagle~~  
~~U.S. District Judge~~  
~~Federal Building & U.S. Courthouse~~  
~~#306~~  
~~600 East Harrison Street~~  
~~Brownsville, TX 78520~~

Hon. James D. Todd  
Chief Judge, U.S. District Court  
444 U.S. Courthouse  
111 South Highland Ave.  
Jackson, TN 38301

Hon. John R. Tunheim  
U.S. District Judge  
13E U.S. Courthouse  
300 South Fourth Street  
Minneapolis, MN 55415

Hon. T. John Ward  
U.S. District Judge  
United States District Court  
100 E. Houston Street  
Marshall, TX 75670

Hon. Lee Yeakel  
U.S. District Judge  
U.S. Courthouse  
200 W. 8th Street  
Suite 200  
Austin, TX 78701

**INVOLVED CLERKS LIST (CTO-22)**  
**DOCKET NO. 1657**  
**IN RE VIOXX PRODUCTS LIABILITY LITIGATION**

Arlen B. Coyle, Clerk  
 U.S. District Court  
 P.O. Box 704  
 Aberdeen, MS 39730-0704

~~Charles R. Diard, Jr., Clerk~~  
~~123 John A. Campbell U.S. Courthouse~~  
~~113 St. Joseph Street~~  
~~Mobile, AL 36602-3621~~

Christopher R. Johnson, Clerk  
 U.S. District Court  
 P.O. Drawer I  
 Hot Springs, AR 71902-1979

Clarence Maddox, Clerk  
 Federal Courthouse Square  
 301 North Miami Avenue  
 Miami, FL 33128-7788

David A. DiMarzio, Clerk  
 356 John O. Pastore Federal Building  
 Two Exchange Terrace  
 Providence, RI 02903

David J. Maland, Clerk  
 100 East Houston Street  
 #125  
 Marshall, TX 75670-4144

Denise Lucks, Clerk  
 1152 Roman L. Hruska  
 U.S. Courthouse  
 111 South 18th Plaza  
 Omaha, NE 68102-1322

Donald M. Cinnamond, Clerk  
 740 Mark O. Hatfield U.S.  
 Courthouse  
 1000 Southwest Third Avenue  
 Portland, OR 97204-2902

Fred Borch, Clerk  
 U.S. District Court  
 P.O. Box 25670  
 Raleigh, NC 27611

Geri M. Smith, Clerk  
 337 Thomas D. Lambros Federal  
 Building & U.S. Courthouse  
 125 Market Street  
 Youngstown, OH 44503-1787

J. Michael McMahon, Clerk  
 Daniel Patrick Moynihan  
 U.S. Courthouse  
 500 Pearl Street  
 New York, NY 10007-1312

J.T. Noblin, Clerk  
 P.O. Box 23552  
 Jackson, MS 39225-3552

James Bonini, Clerk  
 260 Joseph P. Kinneary U.S. Courthouse  
 85 Marconi Boulevard  
 Columbus, OH 43215

James R. Larsen, Clerk  
 U.S. District Court  
 P.O. Box 1493  
 Spokane, WA 99210

James Woodward, Clerk  
 3300 Thomas F. Eagleton U.S. Courthouse  
 111 South Tenth Street  
 St. Louis, MO 63102

Jeffrey A. Apperson, Clerk  
 120 Federal Building  
 241 East Main Street  
 Bowling Green, KY 42101

Lawrence Talamo, Clerk  
 U.S. District Court  
 139 Russell B. Long Federal Building  
 777 Florida Street  
 Baton Rouge, LA 70801-1712

Michael E. Kunz, Clerk  
 2609 James A. Byrne  
 U.S. Courthouse  
 601 Market Street  
 Philadelphia, PA 19106-1796

~~Michael N. Milby, Clerk~~  
~~101 Federal Building & U.S. Courthouse~~  
~~600 East Harrison Street~~  
~~Brownsville, TX 78522-7114~~

Michael N. Milby, Clerk  
 United States District Court  
 P.O. Box 61010  
 Houston, TX 77208-1010

~~Michael W. Dobbins, Clerk~~  
~~Everett McKinley Dirksen U.S. Courthouse~~  
~~219 South Dearborn Street~~  
~~Chicago, IL 60604~~

Norbert G. Jaworski, Clerk  
U.S. District Court  
P.O. Box 249  
E. St. Louis, IL 62202-0249

Patrick E. Duffy, Clerk  
273 Federal Building  
400 North Main Street  
Butte, MT 59701

Perry D. Mathis, Clerk  
140 Hugo L. Black U.S. Courthouse  
1729 5th Avenue North  
Birmingham, AL 35203

Richard Sletten, Clerk  
202 U.S. Courthouse  
300 South Fourth Street  
Minneapolis, MN 55415

Richard W. Wieking, Clerk  
Phillip Burton U.S. Courthouse  
Box 36060  
450 Golden Gate Avenue  
San Francisco, CA 94102-3489

Robert C. Heinemann, Clerk  
130 United States Courthouse  
225 Cadman Plaza East  
Brooklyn, NY 11201-1818

Robert M. March, Clerk  
U.S. Courthouse  
333 Lomas Boulevard, N.W.  
Albuquerque, NM 87102

Robert R. Di Trolio, Clerk  
262 U.S. Courthouse  
111 South Highland Avenue  
Jackson, TN 38301

Robert R. Di Trolio, Clerk  
242 Clifford Davis Federal Building  
167 North Main Street  
Memphis, TN 38103

Robert V. Barth, Jr., Clerk  
U.S. District Court  
208 Penn Traffic Building  
319 Washington Street  
Johnstown, PA 15901

Sheryl L. Loesch, Clerk  
U.S. District Court  
311 West Monroe Street  
Jacksonville, FL 32201

William G. Putnicki, Clerk  
U.S. Courthouse  
200 West 8th Street  
Austin, TX 78701

William G. Putnicki, Clerk  
350 U.S. Courthouse  
511 East San Antonio Street  
El Paso, TX 79901-2401

William S. Brownell, Clerk  
P.O. Box 1007  
Bangor, ME 04402

U.S. DISTRICT COURT  
DISTRICT OF RHODE ISLAND

2005 SEP 12 P 3 15

FILED

RECEIVED

SEP 12 2005

David A. DiMarzio, Clerk of Court  
U.S. District Court  
District of Rhode Island